



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Ordinance No. 1695 Entitled, "An Ordinance Of The Lodi City Council Amending The Official District Map Of The City Of Lodi And Thereby Rezoning 333 S. Lower Sacramento Road (APN 027-040-04) From C-S, Commercial Shopping And R-1, Single-Family Residential To PD, Planned Development"

MEETING DATE: October 4, 2000

PREPARED BY: City Clerk

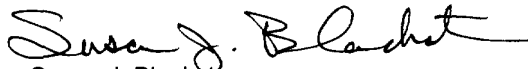
RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt Ordinance No. 1695.

BACKGROUND INFORMATION: Ordinance No. 1695 entitled, "An Ordinance Of The Lodi City Council Amending The Official District Map Of The City Of Lodi And Thereby Rezoning 333 S. Lower Sacramento Road (APN 027-040-04) From C-S, Commercial Shopping And R-1, Single-Family Residential To PD, Planned Development" was introduced at the regular City Council meeting of September 20, 2000.

Pursuant to State statute, ordinances may be adopted five days after their introductions following reading by title.

This Ordinance has been approved as to form by the City Attorney.

FUNDING: None required.


Susan J. Blackston
City Clerk

Attachment

APPROVED: _____
H. Dixon Flynn -- City Manager

ORDINANCE NO. 1695

AN ORDINANCE OF THE LODI CITY COUNCIL AMENDING THE
OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND
THEREBY REZONING 333 S. LOWER SACRAMENTO ROAD
(APN 027-040-04) FROM C-S, COMMERCIAL SHOPPING AND
R-1, SINGLE-FAMILY RESIDENTIAL TO PD, PLANNED
DEVELOPMENT

=====

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

Section 1. The Official District Map of the City of Lodi adopted by Title 17 of the Lodi Municipal Code is hereby amended as follows:

15-acre parcel located at 333 S. Lower Sacramento Road (APN 027-040-04) is hereby rezoned from CS, Commercial Shopping to PD, Planned Development Zone, as shown on Exhibit "A" attached, which is on file in the office of the City Clerk.

6-acre parcel located at 333 S. Lower Sacramento Road (APN 027-040-04) is hereby rezoned from R-1, Single-Family Residential to PD, Planned Development Zone, as shown on Exhibit "A" attached, which is on file in the office of the City Clerk.

Section 2. A Negative Declaration has been prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the Guidelines provided thereunder. Further, the Planning Commission has reviewed and considered the information contained in said Negative Declaration with respect to the project identified in their Resolution No. P.C. 00-14 through 00-16.

Section 3 - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

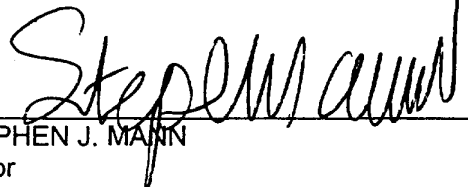
Section 4 - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 5. The alterations, changes, and amendments of said Official District Map of the City of Lodi herein set forth have been approved by the City Planning Commission and by the City Council of this City after public hearings held in conformance with provisions of Title 17 of the Lodi Municipal Code and the laws of the State of California applicable thereto.

Section 6. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 7. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this 4th day of October, 2000


STEPHEN J. MANN
Mayor

Attest:


SUSAN J. BLACKSTON
City Clerk

State of California
County of San Joaquin, ss.

I, Susan J. Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1695 was introduced at a regular meeting of the City Council of the City of Lodi held September 20, 2000 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held October 4, 2000 by the following vote:

AYES:	COUNCIL MEMBERS –	Hitchcock, Nakanishi, Pennino and Mayor Mann
NOES:	COUNCIL MEMBERS –	None
ABSENT:	COUNCIL MEMBERS –	None
ABSTAIN:	COUNCIL MEMBERS –	Land

I further certify that Ordinance No. 1695 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


SUSAN J. BLACKSTON
City Clerk

Approved as to Form:


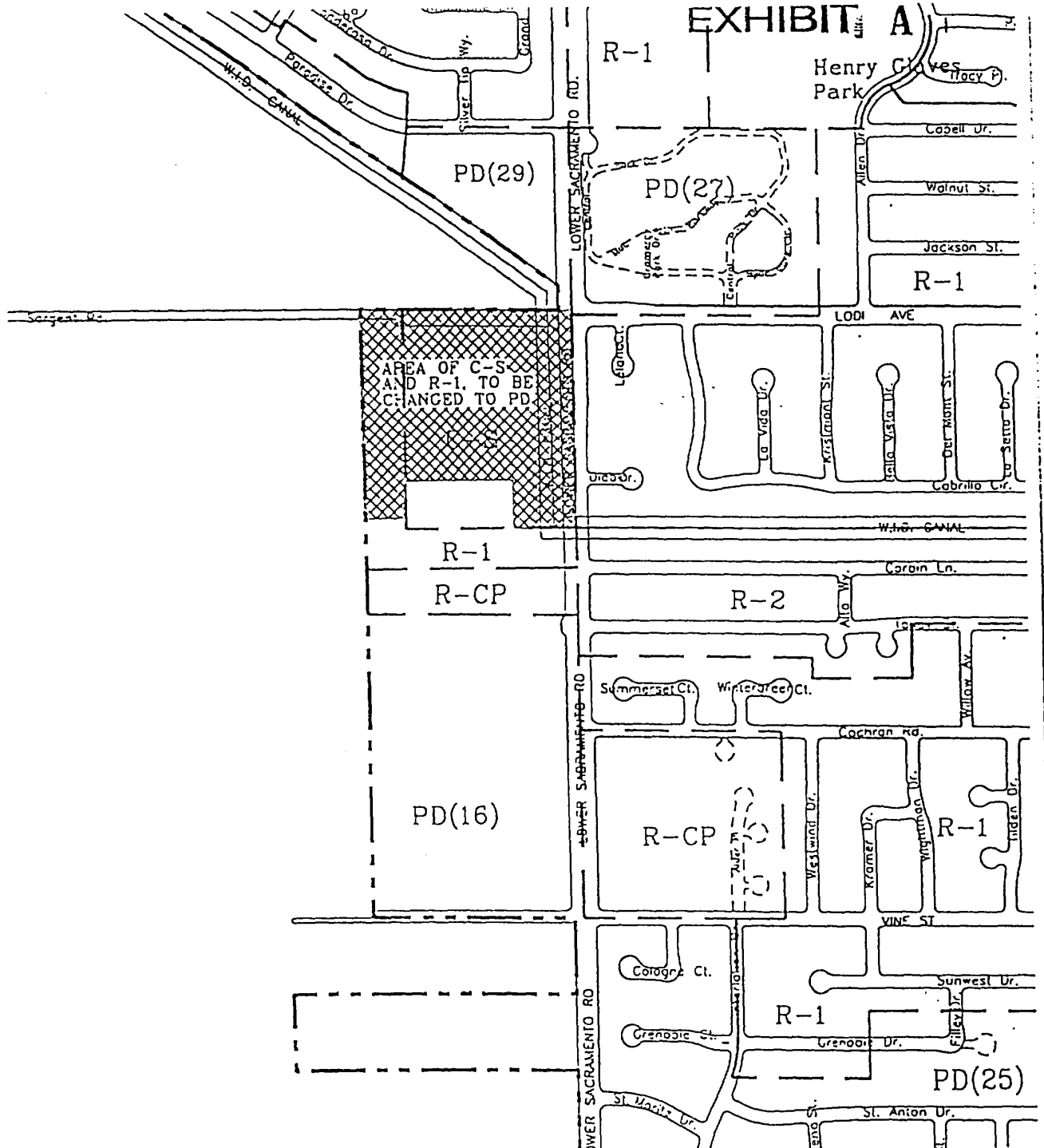

RANDALL A. HAYS
City Attorney

EXHIBIT A



LEGEND

- RESIDENTIAL ZONES:**
- R-1 - SINGLE FAMILY
 - R-2 - SINGLE FAMILY
 - R-CP - LOW DENSITY
 - R-2C - CLUSTER APARTMENTS
 - R-2D - MEDIUM DENSITY APARTMENTS
 - R-2E - HIGH DENSITY APARTMENTS
 - P-1 - PLANNED DEVELOPMENT
 - P-2 - SINGLE-FAMILY (EASTING)
- COMMERCIAL ZONES:**
- C-1 - PROFESSIONAL OFFICES
 - C-2 - PROFESSIONAL OFFICES (EASTING)
 - C-3 - RETAIL
 - C-4 - GENERAL
 - C-5 - SHOPPING CENTER
- OTHER ZONES:**
- A-1 - UNIMPROVED LAND (AGRICULTURAL)
 - F-1 - FLOOD PLAIN
 - F-2 - PUBLIC

PROPOSED ZONING MAP

CITY COUNCIL

STEPHEN J. MANN, Mayor
ALAN S. NAKANISHI
Mayor Pro Tempore
SUSAN HITCHCOCK
KEITH LAND
PHILLIP A. PENNINO

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807

H. DIXON FLYNN
City Manager
SUSAN J. BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney

October 5, 2000

Kristmont West, Inc.
P.O. Box 6
Fair Oaks, CA 95628

**RE: SEPTEMBER 20, 2000 PUBLIC HEARING TO CONSIDER GENERAL PLAN
AMENDMENT AND REZONING FOR PROPERTY LOCATED AT 333 S. LOWER
SACRAMENTO ROAD**

This letter is to notify you that at the City Council meeting of September 20, 2000, the City Council adopted a Resolution redesignating the northernmost 2.12 acres located at 333 S. Lower Sacramento Road from LDR, Low Density Residential to NCC, Neighborhood Community Commercial.

Further, at the meeting of October 4, 2000, the City Council adopted an Ordinance rezoning 333 S. Lower Sacramento Road from C-S, Commercial Shopping and R-1, Single-Family Residential to PD, Planned Development.

Enclosed is a certified copy of the subject Resolution and Ordinance.

If you have any questions, please contact the Community Development Department at (209) 333-6711.

Sincerely,


Susan J. Blackston
City Clerk

SJB/jmp

Enclosures

cc: Community Development Director

RESOLUTION NO. 2000-173

A RESOLUTION OF THE LODI CITY COUNCIL AMENDING
THE LAND USE ELEMENT OF THE LODI GENERAL PLAN BY
REDESIGNATING THE NORTHERNMOST 2.12 ACRES
LOCATED AT 333 S. LOWER SACRAMENTO ROAD FROM
LDR, LOW DENSITY RESIDENTIAL TO NCC,
NEIGHBORHOOD COMMUNITY COMMERCIAL

=====

BE IT RESOLVED, by the City Council of the City of Lodi, that the Land Use Element of the Lodi General Plan is hereby amended by redesignating the Northernmost 2.12 acres located at 333 S. Lower Sacramento Road from LDR, Low Density Residential, NCC, Neighborhood Community Commercial, as shown on Exhibit "A" attached, which is on file in the office of the Lodi City Clerk; and

BE IT FURTHER RESOLVED that a Negative Declaration ND-00-05 has been prepared in compliance with the California Environmental Quality Act of 1970, as amended, and the Guidelines provided thereunder. Further, the Planning Commission has reviewed and considered the information contained in said Negative Declaration with respect to the project identified in their Resolution No. P.C. 00-14 through 00-16.

Dated: September 20, 2000

=====

I hereby certify that Resolution No. 2000-173 was passed and adopted by the Lodi City Council in a regular meeting held September 20, 2000 by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Nakanishi, Pennino and Mayor Mann

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

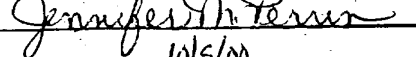
ABSTAIN: COUNCIL MEMBERS – Land

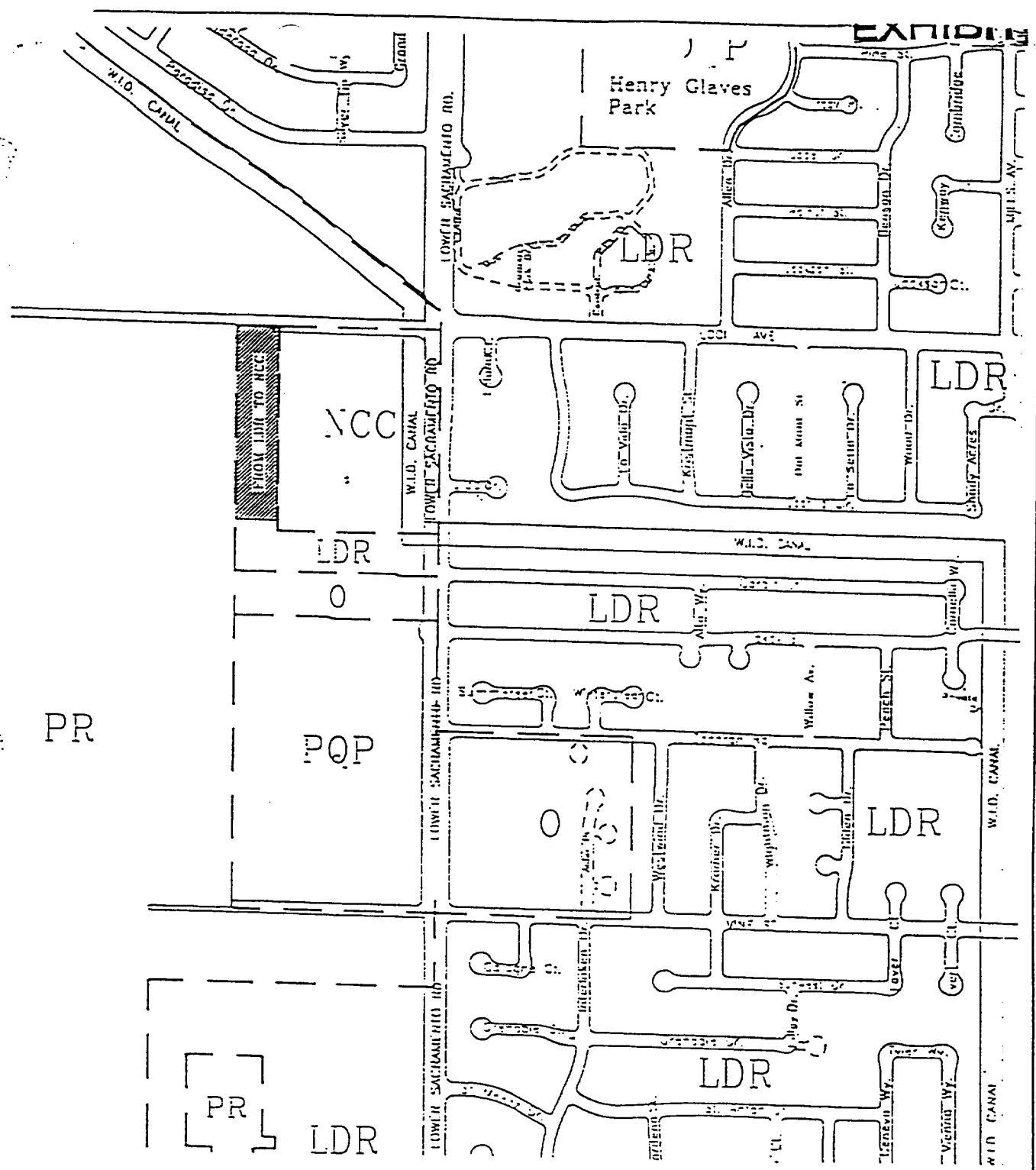

SUSAN J. BLACKSTON
City Clerk

The foregoing document is certified to be a correct copy of the original on file in the City Clerk's Office.

Jennifer M. Perrin
Deputy City Clerk, City of Lodi

2000-173

By: 
Dated: 10/5/00



LEGEND

- RESIDENTIAL:
 - Single-Family Detached
 - Single-Family Attached
 - Multi-Family Detached
 - Multi-Family Attached
- COMMERCIAL:
 - Neighborhood Commercial
 - Community Commercial
 - Office
 - Industrial
- Other:
 - Public Recreation
 - Open Space
 - Water

PROPOSED GENERAL PLAN
LAND USE DIAGRAM

ORDINANCE NO. 1695

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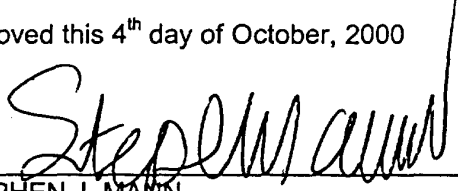
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City Clerk

Approved as to Form:


RANDALL A. HAYS
City Attorney

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Jennifer M. Perrin
Deputy City Clerk, City of Lodi

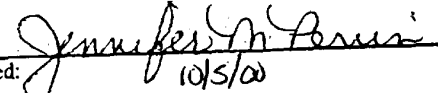
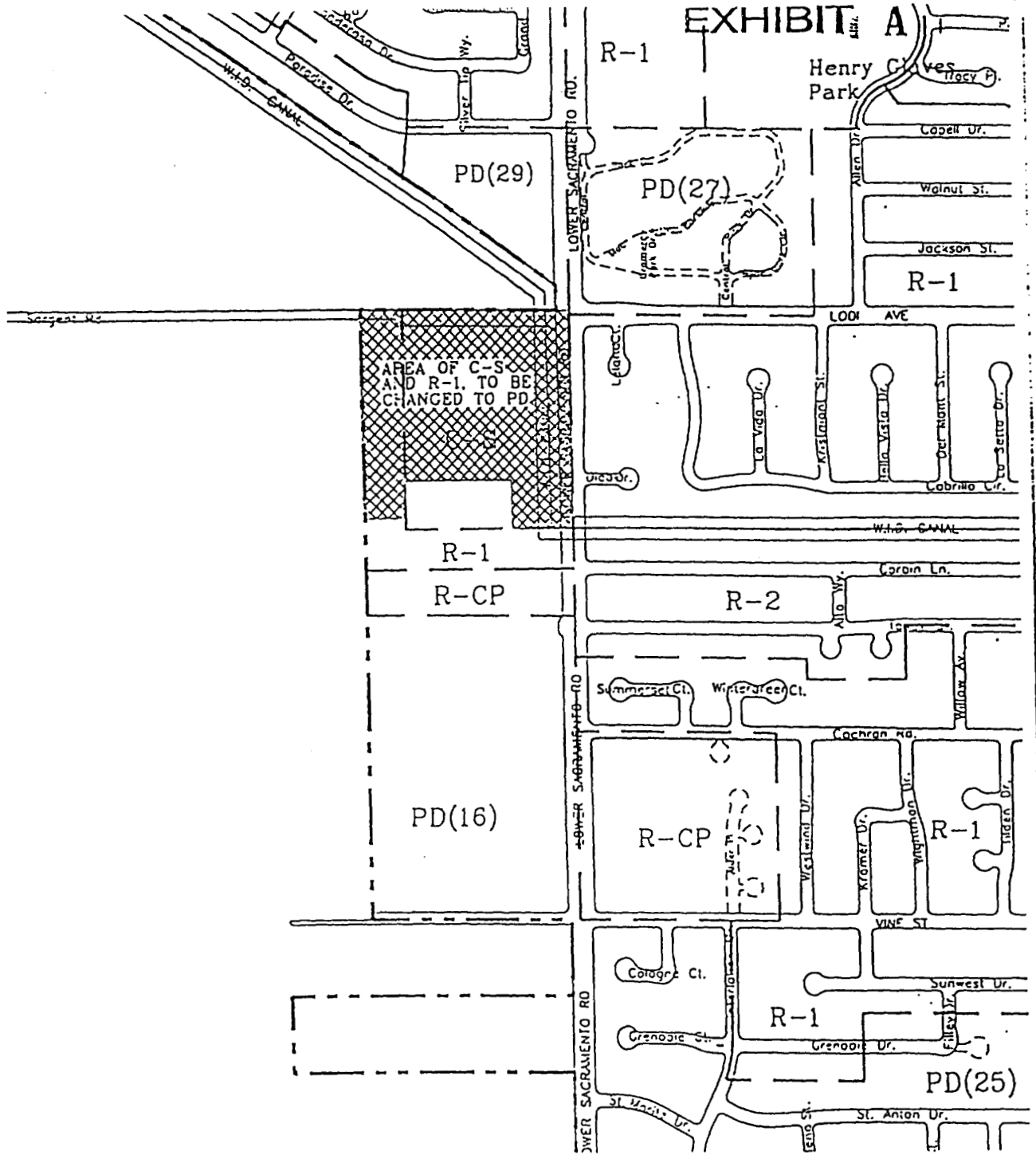
By: 
Dated: 10/5/00

EXHIBIT A



AREA OF C-S AND R-1, TO BE CHANGED TO PD

LEGEND

- RESIDENTIAL ZONES:**
- R-1 - SINGLE FAMILY
 - R-2 - SINGLE FAMILY
 - R-CP - LOW DENSITY
 - R-2S - SINGLE APARTMENT
 - R-2MS - MEDIUM DENSITY APARTMENT
 - R-2HS - HIGH DENSITY APARTMENT
 - P-1 - PLANNED DEVELOPMENT
 - P-2 - MEDIUM DENSITY (REAR)
- COMMERCIAL ZONES:**
- C-1 - PROFESSIONAL OFFICE
 - C-2 - PROFESSIONAL OFFICE (REAR)
 - C-3 - RETAIL
 - C-4 - OFFICE
 - C-5 - BUSINESS CENTER
- OTHER ZONES:**
- V-1 - VACANT LAND (REAR)
 - P-1 - PLANNED DEVELOPMENT
 - P-2 - PUBLIC

PROPOSED ZONING MAP